

1. a final action under 37 CFR 1.113, or
 2. a Notice of Allowance under 37 CFR 1.311,
- whichever occurs first.

Also submitted herewith is:

- ☐ a certification as specified in 37 CFR 1.97(e);
- or
- ☐ The fee set forth in 37 CFR 1.17(p) for submission of an Information Disclosure Statement under 37 CFR 1.97(c).
- ☒ Statement that selected cited references were previously cited by or submitted to the United States Patent Office on January 12, 2001 in prior application Serial Nos. 09/641,627, 09/641,600, and 09/641,220, which are relied upon for an earlier filing date under 35 U.S.C. § 120.
- ☒ A copy of the Information Disclosure Statement and the Form PTO-1449 submitted on January 12, 2001 in Application Serial No. 09/641,627.
- ☒ Form PTO-1449 listing ninety-six (96) references submitted for consideration.
- ☒ Copies of twelve (12) of the references listed on the Form PTO-1449.

The Commissioner is hereby authorized to charge payment of or any deficiency in the following fees associated with this communication, or to credit any overpayment thereof, to Deposit Account No. 23-3178. A duplicate of this sheet is enclosed.

- ☒ Any fee required in relation to filing of this letter or any documents transmitted therewith.
- ☐ The submission fee set forth in 37 CFR § 1.17(p) in the event the 37 CFR § 1.97(c) applies and the Examiner is not satisfied that any Promptness Certificate submitted meets the requirements of 37 C.F.R. § 1.97(e).

Dated this 12 day of June 2001.

Respectfully submitted,



Fraser D. Roy
Attorney for Applicants
Registration No. 45,666



PATENT APPLICATION
Docket No. 13914.579.4

Doc
RECEIVED

TRADE MARK

TECHNOLOGY CENTER R3700

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Scott R. Watterson et al.

Serial No.:

09/776,410

Filed:

February 2, 2001

For:

METHODS AND SYSTEMS FOR CONTROLLING AN EXERCISE APPARATUS USING A PORTABLE REMOTE DEVICE

Art Unit
3764

CERTIFICATE OF DEPOSIT UNDER 37 C.F.R. § 1.8

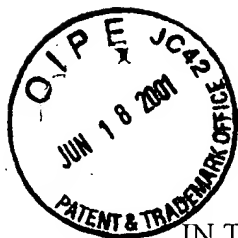
I hereby certify that the following documents are being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on the 12 day of June 2001.

- Information Disclosure Statement (2 pgs.)
- Form PTO-1449 listing ninety-six (96) references
- A copy of the Information Disclosure Statement and the Form PTO-1449 submitted on January 12, 2001 in Application Serial No. 09/641,627.
- Copies of twelve (12) of the references listed on Form PTO-1449
- Transmittal for Information Disclosure Statement (2 pgs.)
- Postcard

Respectfully submitted,

Fraser D. R.

Fraser D. Roy
Attorney for Applicants
Registration No. 45,666



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PATENT APPLICATION
Docket No. 914.579.4
JUN 20 2001
TECHNOLOGY CENTER #3700

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) Art Unit
) 3764
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INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97

Commissioner for Patents
Washington, DC 20231

Sir:

Please find, pursuant to 37 C.F.R. § 1.98(a)(1), the enclosed Form PTO-1449 which contains a list of all patents, publications, or other items that have come to the attention of one or more of the individuals designated in 37 C.F.R. § 1.56(c). While no representation is made that any of these references may be "prior art" within the meaning of that term under 35 U.S.C. §§ 102 or 103, the enclosed list of references is disclosed so as to fully comply with the duty of disclosure set forth in 37 C.F.R. § 1.56.

Moreover, while no representation is made that a specific search of office files or patent office records has been conducted or that no better art exists, the undersigned attorney of record believes that the enclosed art is the closest to the claimed invention (taken in its entirety) of which the undersigned is presently aware, and no art which is closer to the claimed invention (taken in its entirety) has been knowingly withheld.

Statement Regarding the Submission of Copies of the References

In accordance with 37 C.F.R. §§ 1.97 and 1.98, copies are enclosed of all references listed on the accompanying PTO Form-1449 with the exception of the references that have been previously submitted to the Office in a properly identified U.S. parent patent application as indicated below and on the accompanying PTO-Form 1449. The references submitted without copies were previously submitted January 12, 2001 to the Patent Office in United States patent application Nos. 09/641,627, 09/641,600, and 09/641,220, which are relied upon for an earlier filing date under 35 U.S.C. § 120. Since all of these submissions were the same, attached for the convenience of the Examiner is a copy of the Information Disclosure Statement and the respective Form PTO-1449 submitted in only one of the above references identified above, United States patent application No. 09/641,627.

Dated this 12 day of June 2001.

Respectfully submitted,



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